



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/035,821	10/19/2001	Jane Werling	IDD-5657CIP2

Wallenstein & Wagner, Ltd.  
53rd Floor  
311 S. Wacker Drive  
Chicago, IL 60606-6630



CONFIRMATION NO. 2470

## FORMALITIES LETTER



\*OC000000007958697\*

Date Mailed: 04/25/2002

## NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)

*Filing Date Granted*

The U.S. Patent and Trademark Office has received your reply on 04/11/2002 to the Notice to File Missing Parts (Notice) mailed 01/30/2002 and it has been entered into the nonprovisional application. The reply, however, does not include the following items required in the Notice.

The period of reply remains as set forth in the Notice. You may, however, obtain EXTENSIONS OF TIME under the provisions of 37 CFR 1.136 (a) accompanied by the appropriate fee (37 CFR 1.17(a)).

A complete reply must be timely filed to prevent ABANDONMENT of the above-identified application.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- The specification contains drawings or flow diagrams (37 CFR 1.58(a)). Formal drawings in accordance with 37 CFR 1.81 should be submitted.

*A copy of this notice **MUST** be returned with the reply.*

*S. Goren*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



#5

<del>of Incomplete Reply/Formalities Letter</del> <b>Response To Notice To File Missing Parts Of Application</b> <b>Filing Date Granted (PTO-1533) (Large Entity)</b>			Docket No. IDD-5657 CIP2	
In Re Application Of: Jane Werling et al.				
Serial No. 10/035,821	Filing Date 10/19/2001	Examiner Not yet assigned	Group Art Unit 1615	
Invention: <b>METHOD FOR PREPARING SUBMICRON SUSPENSIONS WITH POLYMORPH CONTROL</b>				
<p style="text-align: center;"><u>TO THE ASSISTANT COMMISSIONER FOR PATENTS:</u></p> <p style="text-align: center;"><u>Box Missing Parts</u></p> <p>This is a response to the Notice <del>of Incomplete Reply/Formalities Letter</del> <del>to file missing parts of application</del> (PTO-1533) mailed on <u>January 30, 2002</u>. Date</p> <p>Enclosed herewith for filing are the following:</p> <p style="text-align: center;"><del>of Incomplete Reply</del></p> <ul style="list-style-type: none"><li><input checked="" type="checkbox"/> A copy of the Notice <del>to file missing parts of application</del> (PTO-1533). (REQUIRED)</li><li><input type="checkbox"/> An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date.</li><li><input type="checkbox"/> A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date.</li><li><input type="checkbox"/> An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date.</li><li><input type="checkbox"/> A verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the United States Patent and Trademark Office.</li><li><input checked="" type="checkbox"/> Other (list):<div style="border: 1px solid black; padding: 5px; margin-top: 5px;"><p>Formal Drawings (12 sheets; 18 Figures); Replacement Specification with drawing figures removed (40 pgs); Marked-up Copy of Specification showing amendments and deletions (50 pgs); Return Receipt Postcard.</p></div></li></ul>				



**Response To Notice To File Missing Parts Of Application  
Filing Date Granted (PTO-1533)(Large Entity)**

Docket No.  
**IDD-5657 CIP2**

In Re Application Of: **Jane Werling et al.**

Serial No.  
**10/035,821**

Filing Date  
**10/19/2001**

Examiner  
**Not yet assigned**

Group Art Unit  
**1615**

Invention: **METHOD FOR PREPARING SUBMICRON SUSPENSIONS WITH POLYMORPH CONTROL**

**TO THE ASSISTANT COMMISSIONER FOR PATENTS:**

**Box Missing Parts**

☐ Completion of application fees as calculated below:

☐ Utility application filing fee \_\_\_\_\_

☐ Design application filing fee \_\_\_\_\_

☐ Total number of independent claims = \_\_\_\_\_

☐ Total number of claims = \_\_\_\_\_

☐ Multiple dependent claims \_\_\_\_\_

☐ Surcharge for late payment of filing fee and/or late filing of original declaration or oath \_\_\_\_\_

☐ Petition and fee for filing by other than all the inventors or a person not the inventor \_\_\_\_\_

☐ Fee for processing an application filed with a non-English language specification \_\_\_\_\_

☐ Fee for processing and retention of application \_\_\_\_\_

Total completion of application fees \_\_\_\_\_

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the above-identified Notice to File Missing Parts of Application. The requested extension is as follows (check time period desired). If an additional time extension is required, please consider this a petition therefor.

☐ One month    ☒ Two months    ☐ Three months    ☐ Four months    ☐ Five months

from: March 30, 2002  
Date

until: May 30, 2002  
Date

Total time extension fees \$400.00

Total fees due \$400.00



**Response To Notice To File Missing Parts Of Application  
Filing Date Granted (PTO-1533) (Large Entity)**

Docket No.  
**IDD-5657 CIP2**

In Re Application Of: **Jane Werling et al.**

Serial No.  
**10/035,821**

Filing Date  
**10/19/2001**

Examiner  
**Not yet assigned**

Group Art Unit  
**1615**

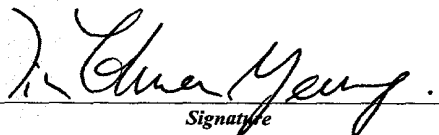
Invention: **METHOD FOR PREPARING SUBMICRON SUSPENSIONS WITH POLYMORPH CONTROL**

**TO THE ASSISTANT COMMISSIONER FOR PATENTS:**

**Box Missing Parts**

The fee of **\$400.00** is to be paid as follows:

- ☒ A check in the amount of the fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. **02-1818**  
A duplicate copy of this sheet is enclosed.
- ☒ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. **02-1818**  
A duplicate copy of this sheet is enclosed.

  
Signature

Dated: **May 30, 2002**

**Tin C. Yeung, Reg. No. 40,240  
BELL, BOYD & LLOYD LLC  
P.O. Box 1135  
Chicago, IL 60690-1135  
(312) 807-4335**

CC:

I certify that this document and fee is being deposited on **May 30, 2002** with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

  
Signature of Person Mailing Correspondence

**Robert J. Buccieri**

Typed or Printed Name of Person Mailing Correspondence